

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00325-ABJ**

JAMES MADISON PROJECT et al v. DEPARTMENT OF STATE
Assigned to: Judge Amy Berman Jackson
Cause: 05:552 Freedom of Information Act

Date Filed: 02/07/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**JAMES MADISON PROJECT**

represented by **Bradley Prescott Moss**
LAW OFFICES OF MARK S. ZAID, P.C.
1250 Connecticut Avenue, NW
Suite 700
Washington, DC 20036
(202) 454-2809
Fax: (202) 330-5610
Email: brad@markzaid.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark Steven Zaid
LAW OFFICES OF MARK S. ZAID, P.C.
1250 Connecticut Avenue, NW
Suite 700
Washington, DC 20036
(202) 454-2809
Fax: (202) 330-5610
Email: Mark@MarkZaid.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff**ADAM ENTOUS**

represented by **Bradley Prescott Moss**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Mark Steven Zaid
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant**DEPARTMENT OF STATE**

represented by **Robert Aaron Caplen**
UNITED STATES ATTORNEY'S
OFFICE
555 4th Street, NW
Washington, DC 20530
(202) 252-2523
Email: robert.caplen@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

William Mark Nebecker
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA

555 Fourth Street, NW
 Washington, DC 20530
 (202) 252-2536
 Fax: (202) 252-2599
 Email: mark.nebeker@usdoj.gov
 TERMINATED: 02/05/2020

Date Filed	#	Docket Text
02/07/2019	<u>1</u>	COMPLAINT against All Plaintiffs (Filing fee \$ 400 receipt number 0090-5935521) filed by JAMES MADISON PROJECT, Adam Entous. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Summons State, # <u>3</u> Summons AG, # <u>4</u> Summons USAO)(Zaid, Mark) (Entered: 02/07/2019)
02/08/2019		Case Assigned to Judge Amy Berman Jackson. (zef,) (Entered: 02/08/2019)
02/08/2019	<u>2</u>	ENTERED IN ERROR.....SUMMONS (3) Issued Electronically as to DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef,) Modified on 2/11/2019 (zef,). (Entered: 02/08/2019)
02/11/2019		NOTICE OF CORRECTED DOCKET ENTRY: re <u>2</u> Summons Issued Electronically as to AUSA was entered in error and corrected summons will be re-issued. (zef,) (Entered: 02/11/2019)
02/11/2019	<u>3</u>	SUMMONS (3) Issued Electronically as to DEPARTMENT OF STATE, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef,) (Entered: 02/11/2019)
02/25/2019	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 2/11/2019. (Attachments: # <u>1</u> Exhibit USAG receipt)(Moss, Bradley) (Entered: 02/25/2019)
02/25/2019	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/11/2019. Answer due for ALL FEDERAL DEFENDANTS by 3/13/2019. (Attachments: # <u>1</u> Exhibit USADC receipt)(Moss, Bradley) (Entered: 02/25/2019)
03/13/2019	<u>6</u>	NOTICE of Appearance by Bradley Prescott Moss on behalf of ADAM ENTOUS, JAMES MADISON PROJECT (Moss, Bradley) (Entered: 03/13/2019)
03/13/2019	<u>7</u>	NOTICE of Appearance by William Mark Nebeker on behalf of DEPARTMENT OF STATE (Nebeker, William) (Entered: 03/13/2019)
03/13/2019	<u>8</u>	NOTICE <i>Regarding Service</i> by DEPARTMENT OF STATE (Attachments: # <u>1</u> Exhibit)(Nebeker, William) (Entered: 03/13/2019)
03/15/2019		MINUTE ORDER. In light of the defendant's notice <u>8</u> , it is ORDERED that defendant must respond to plaintiffs' complaint by April 1, 2019. Signed by Judge Amy Berman Jackson on 3/15/2019. (lcabj2) (Entered: 03/15/2019)
04/01/2019	<u>9</u>	ANSWER to Complaint by DEPARTMENT OF STATE.(Nebeker, William) (Entered: 04/01/2019)
04/01/2019	<u>10</u>	ORDER. Before the Court in this FOIA case are a complaint and an answer. The requirements of Local Civil Rule 16.3 and Rule 26(f) of the Federal Rules of Civil Procedure appear to be inapplicable. Defendant shall file a dispositive motion or, in the alternative, a report setting forth the schedule for the completion of its production of documents to plaintiffs, on or before May 1, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 4/1/2019. (lcabj2) (Entered: 04/01/2019)
05/01/2019	<u>11</u>	STATUS REPORT by DEPARTMENT OF STATE. (Nebeker, William) (Entered: 05/01/2019)
05/02/2019		MINUTE ORDER. The parties must file a joint status report by July 1, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 5/2/2019. (lcabj2) (Entered: 05/02/2019)

07/01/2019	<u>12</u>	Joint STATUS REPORT by DEPARTMENT OF STATE. (Nebeker, William) (Entered: 07/01/2019)
07/08/2019	13	MINUTE ORDER. The parties must meet and confer in an effort to narrow the request for documents and file a status report by August 2, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 7/8/2019. (lcabj2) (Entered: 07/08/2019)
08/02/2019	<u>14</u>	Joint STATUS REPORT by DEPARTMENT OF STATE. (Nebeker, William) (Entered: 08/02/2019)
08/06/2019	<u>15</u>	NOTICE of <i>Filing of Relevant Case Decision</i> by ADAM ENTOUS, JAMES MADISON PROJECT (Attachments: # <u>1</u> Exhibit 1 – SDNY Court Decision)(Zaid, Mark) (Entered: 08/06/2019)
08/12/2019		MINUTE ORDER. In light of the <u>14</u> joint status report, defendant must submit to the Court a declaration regarding the State Department's FOIA resources and its capabilities regarding processing plaintiffs' FOIA request by August 19, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 8/12/2019. (lcabj2) (Entered: 08/12/2019)
08/19/2019	<u>16</u>	NOTICE Of <i>Filing (Declaration of Eric Stein)</i> by DEPARTMENT OF STATE re Order,, Set Deadlines, (Nebeker, William) (Entered: 08/19/2019)
10/07/2019		MINUTE ORDER. The parties must file another status report by November 4, 2019. The production may continue at the current rate. The parties are encouraged to continue to work toward narrowing the request given the significant impact that it could have on the total number of records to be reviewed. SO ORDERED. Signed by Judge Amy Berman Jackson on 10/7/2019. (lcabj2) (Entered: 10/07/2019)
10/07/2019		Set/Reset Deadlines: Status Report due by 11/4/2019. (tg) (Entered: 10/07/2019)
11/04/2019	<u>17</u>	Joint STATUS REPORT by DEPARTMENT OF STATE. (Nebeker, William) (Entered: 11/04/2019)
11/07/2019		MINUTE ORDER. The parties must file another status report by December 19, 2019. SO ORDERED. Signed by Judge Amy Berman Jackson on 11/7/2019. (lcabj2) (Entered: 11/07/2019)
12/19/2019	<u>18</u>	Joint STATUS REPORT by DEPARTMENT OF STATE. (Nebeker, William) (Entered: 12/19/2019)
12/20/2019		MINUTE ORDER. The parties must file another status report by February 5, 2020. SO ORDERED. Signed by Judge Amy Berman Jackson on 12/20/2019. (lcabj2) (Entered: 12/20/2019)
02/05/2020	<u>19</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Robert Aaron Caplen on behalf of DEPARTMENT OF STATE Substituting for attorney W. Mark Nebeker (Caplen, Robert) (Entered: 02/05/2020)
02/05/2020	<u>20</u>	Joint STATUS REPORT by DEPARTMENT OF STATE. (Caplen, Robert) (Entered: 02/05/2020)
02/06/2020		MINUTE ORDER. The parties must file another status report by March 13, 2020. SO ORDERED. Signed by Judge Amy Berman Jackson on 2/6/2020. (lcabj2) (Entered: 02/06/2020)
03/13/2020	<u>21</u>	Joint STATUS REPORT by DEPARTMENT OF STATE. (Caplen, Robert) (Entered: 03/13/2020)
03/18/2020		MINUTE ORDER. The parties must file another status report by April 20, 2020. SO ORDERED. Signed by Judge Amy Berman Jackson on 3/18/2020. (lcabj2) (Entered: 03/18/2020)
03/30/2020	<u>22</u>	Unopposed MOTION to Stay by DEPARTMENT OF STATE (Attachments: # <u>1</u> Declaration of Eric F. Stein, # <u>2</u> Text of Proposed Order)(Caplen, Robert) (Entered: 03/30/2020)
03/31/2020		MINUTE ORDER granting defendant's motion to stay <u>22</u> . The case is hereby STAYED until further order of the Court. Defendant must file a status report advising the Court whether FOIA operations have resumed by April 28, 2020. SO ORDERED.

		Signed by Judge Amy Berman Jackson on 3/31/2020. (lcabj2) (Entered: 03/31/2020)
04/28/2020	<u>23</u>	STATUS REPORT by DEPARTMENT OF STATE. (Caplen, Robert) (Entered: 04/28/2020)
04/29/2020		MINUTE ORDER. Defendant must submit another status report advising the Court whether FOIA operations have resumed and if so, proposing a schedule to resume processing and production, by May 28, 2020. Signed by Judge Amy Berman Jackson on 4/29/2020. (lcabj2) (Entered: 04/29/2020)
05/28/2020	<u>24</u>	STATUS REPORT by DEPARTMENT OF STATE. (Caplen, Robert) (Entered: 05/28/2020)
05/29/2020		MINUTE ORDER. Defendant must submit a status report on June 29, 2020. SO ORDERED. Signed by Judge Amy Berman Jackson on 5/29/2020. (lcabj2) (Entered: 05/29/2020)
06/29/2020	<u>25</u>	STATUS REPORT by DEPARTMENT OF STATE. (Caplen, Robert) (Entered: 06/29/2020)
06/30/2020		MINUTE ORDER. Defendant must submit a status report on July 27, 2020. SO ORDERED. Signed by Judge Amy Berman Jackson on 6/30/2020. (lcabj2) (Entered: 06/30/2020)